IN THE SUPREME COURT OF THE STATE OF HAWAI'I

EUGENE JAMES HUTCH, Petitioner-Petitioner-Appellant,

vs.

STATE OF HAWAI'I, Respondent-Respondent-Appellee.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (S.P.P. NO. 03-1-0027)

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI (By: Nakayama, J., for the court1)

Petitioner-Petitioner-Appellant's application for writ of certiorari filed on August 30, 2005, is hereby denied.

DATED: Honolulu, Hawai'i, September 9, 2005.

FOR THE COURT:

Puna C. Toxonjara

Associate Justice

Eugene James Hutch, petitioner-petitionerappellant, pro se, on the writ

2005 SEP -9 AM 8:54

¹Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.